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Burley, Dark-Air-cured and Fire-cured  
Tobacco Letter No. 101

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UNITED STATES DEPARTMENT OF AGRICULTURE  
AGRICULTURAL ADJUSTMENT ADMINISTRATION  
Washington, D.C.

U.S. Department of Agriculture  
BURLEY, DARK AIR-CURED, AND FIRE-CURED TOBACCO MARKETING  
QUOTA INFORMATION FOR WAREHOUSEMEN AND DEALERS

Subject: Purchases of tobacco from farmers by a warehouseman or dealer other than at a regular auction warehouse sale.

The procedure with respect to records and reports used in connection with quotas on the marketing of Burley, dark air-cured and fire-cured tobacco is similar to that followed last year for Burley tobacco, but there are a few important changes in the method of handling Bills of Nonwarehouse Sale and issuance of Memoranda of Sale.

Representatives of the Marketing Quota Section will call at all warehouses before the opening of the markets to explain the records to be kept and the reports to be made. The outline below indicates the records required for all tobacco purchased from farmers at any place other than an auction warehouse sale and the way in which such records will be prepared and handled.

- a. Bill of Nonwarehouse Sale, Form 41-Tob-64. Each marketing of tobacco except a warehouse auction sale is to be identified by a Bill of Nonwarehouse Sale (Form 41-Tob-64). If no marketing card has been issued for the farm on which the tobacco was produced, all purchases will be made at the risk of the buyer. The "Buyer's Report Copy" and the "Operator's Sale Report Copy" should be prepared by the buyer and signed by the buyer and farm operator. The "Operator's Sale Report Copy" should be placed in the mail by the farm operator after each sale. The "Buyer's Report Copy" should be delivered to a representative of the Marketing Quota Section by the buyer.
- b. Memorandum of Sale. Buyers will obtain a memorandum of sale to identify each lot of tobacco purchased directly from farmers at any place other than a warehouse auction sale. Memoranda of Sale from both Within Quota and Excess Marketing Cards, covering all nonwarehouse sales, will be issued only by field assistants. The Memorandum of Sale will be issued when the buyer presents the Bill of Nonwarehouse Sale and the farm operator (or his agent) presents the marketing card containing the memorandum. If any person other than the farm operator presents a marketing

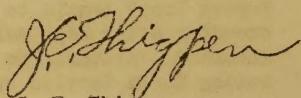
card, a memorandum of sale may not be issued unless the "Authorization for Agent" on the back of such memorandum has been signed by the farm operator. The county office copy of the Memorandum of Sale and the original Bill of Nonwarehouse Sale will be retained by the field assistant. The "Purchaser's Copy" of the memorandum of sale will be retained by the buyer.

The field assistant will record all nonwarehouse purchases made by the buyer in the Dealer's Record Book (41-Tob-65). Dealer's Record Books may be obtained from field assistants or from Mr. F. B. Lacy, Field Officer, Marketing Quota Section, Agricultural Adjustment Administration, Hopkinsville, Kentucky.

Bills of Nonwarehouse Sale (assembled in books with 25 bills in each book) may be obtained, by requesting the number of books needed, from Mr. Lacy, from Mr. O. M. Farrington, Executive Assistant, Agricultural Adjustment Administration, University of Kentucky, Lexington, Kentucky, or from this office. Any warehouseman or dealer requesting Bills of Nonwarehouse Sale should show the name in which he is registered with the Bureau of Internal Revenue, the registration number if available, and his present and permanent address.

The marketing quota regulations define a "Dealer" as a person who engages, to whatever extent, in the business of acquiring tobacco from producers, without regard to whether such person is registered as a dealer with the Bureau of Internal Revenue. The regulations provide further that each dealer who purchases or otherwise acquires tobacco from farmers at any place other than at an auction warehouse sale shall keep a record and make reports on Form 41-Tob-65, Dealer's Record.

It will be appreciated if each warehouseman or dealer who receives a copy of this letter will bring it to the attention of any other dealer who he thinks is or will be purchasing tobacco directly from farmers.



J. E. Thigpen  
Chief, Marketing Quota Section